

AO 440 (Rev. 12/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

District of Arizona

Broadcast Music, Inc. et al,

Plaintiff

v.

HB Global LLC d/b/a Fuzzy's Southwest Sports Grills
and Erik D. Borgedalen and Michael A. Hoffert

Defendant

Civil Action No.

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* Erick D. Borgedalen
1926 N Oleander St
Tempe, AZ 85281

A lawsuit has been filed against you.

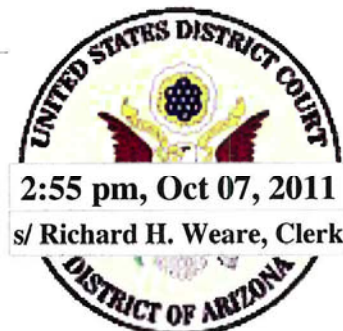
Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Mark Deatherage
Gallagher & Kennedy, P.A.
2575 E Camelback Rd., Ste. 1100
Phoenix, AZ 85016-9225
602-530-8000

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date: _____



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PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for (name of individual and title, if any) Erick D. Borgeдалen
was received by me on (date) 10/13/11.

☒ I personally served the summons on the individual at (place) 18795 N. Reems Rd, Ste
107-109, Surprise, AZ 85374 on (date) 10/19/11 AT 3:30pm; or

☐ I left the summons at the individual's residence or usual place of abode with (name) _____
_____, a person of suitable age and discretion who resides there,
on (date) _____, and mailed a copy to the individual's last known address; or

☐ I served the summons on (name of individual) _____, who is
designated by law to accept service of process on behalf of (name of organization) _____
_____ on (date) _____; or

☐ I returned the summons unexecuted because _____; or

☐ Other (specify): _____

My fees are \$ 0 for travel and \$ 26.00 for services, for a total of \$ 26.00.

I declare under penalty of perjury that this information is true.

Date: 10/19/11

[Signature]
Server's signature
Jerrey Horacek Process Server
Printed name and title

P.O. Box 16612, Phoenix, AZ 85011
Server's address

Additional information regarding attempted service, etc: